



## **PEACE OFFICER STANDARDS AND TRAINING COMMISSION**

### **COMMITTEE MEETING**

**DECEMBER 13, 2019**

### **AGENDA DECISIONS**

- I. ADOPTION OF AGENDA
- II. ADMINISTRATIVE MATTERS
- III. APPROVAL OF PREVIOUS MONTH(S) MINUTES
- IV. INFORMAL DECERTIFICATION HEARING COMMITTEE REPORT
- V. APPEARING BEFORE THE COMMISSION/  
WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS
- VI. WAIVERS OF BASIC TRAINING
- VII. SPECIALIZED SUBSTITUTIONS FOR IN-SERVICE TRAINING
- VIII. APPLICATIONS FOR TRAINING OFFICER
- IX. APPLICATIONS FOR CERTIFIED INSTRUCTOR
- X. CURRICULUM AND TESTS
- XI. SPECIALIZED TRAINING CURRICULUM
- XII. OLD BUSINESS
- XIII. NEW BUSINESS/ITEMS FOR DISCUSSION
- XIV. ADMINISTRATIVE WAIVERS

**ADOPTION OF AGENDA**

✓ Motion to Approve/Disapprove by: B. Waggoner Second: L. Russell  
Remarks: The Motion carried.

**ADMINISTRATION MATTERS –**

**ROLL CALL-**

- ✓ COMMISSIONER RAFAEL BELLO
- ✓ **COMMISSIONER KIM BIRCHFIELD**
- ✓ COMMISSIONER BRENT CHERRY
- ✓ COMMISSIONER MARK DUNBAR
- ✓ COMMISSIONER RAY FARRIS
- ✓ COMMISSIONER DEBORAH FAULKNER
- ✓ COMMISSIONER WILLIAM FORRESTER
- ✓ **COMMISSIONER BUD HULSEY**
- ✓ COMMISSIONER ED JACKSON
- ✓ COMMISSIONER CHAD PARTIN-Vice Chair
- ✓ COMMISSIONER LOWELL RUSSELL
- ✓ COMMISSIONER TOM SPANGLER-Chair
- ✓ COMMISSIONER BOBBY WAGGONER
- ✓ COMMISSIONER BRIAN WRIGHT

**DISCLAIMER –**

APPROVAL OF MINUTES FOR NOVEMBER 15, 2019 P.O.S.T.  
COMMISSION MEETING:

✓ Motion to Approve/Disapprove by: B. Wright Second: B. Waggoner  
Remarks: The Motion carried.

**DECERTIFICATION HEARINGS HELD THIS MONTH: 0**

I. **APPEARING BEFORE THE COMMISSION/WAIVERS FOR PRE-EMPLOYMENT REQUIREMENTS – 1110-02-.03 + 1110-9-.04**

**Blount County Sheriff's Office**—Request an *arrest waiver* for **Larry B. Gregory**, PSID# **4926-8889**. On March 14, 1987, Mr. Gregory was charged with *Possession of Marijuana* and *Driving While under the Influence*. Mr. Gregory pled guilty to both charges. Mr. Gregory was sentenced to four (4) days in the Blount County Jail, Court fines, and one year probation and to attend a DUI educational class. Mr. Gregory has satisfied all fines, probation, and sentencing requirements.

✓**Motion to Approve**/Disapprove by: **B. Cherry** Second: **L. Russell**

Remarks: **The Motion carried.**

**Fentress County Sheriff's Office**—Request an *arrest waiver* for **Gary W. Beaty**, PSID# **7056-0958**. On September 16, 2000, Mr. Beaty was charged with *Underage Consumption* by the Pigeon Forge Police Department. Mr. Beaty's driver's license was suspended for ninety-days (90). Mr. Beaty has satisfied all fines, probation, and sentencing requirements.

✓**Motion to Approve**/Disapprove by: **B. Cherry** Second: **M. Dunbar**

Remarks: **The Motion carried.**

✓**Motion to Approve 6 month waiver** by: **C. Partin** Second: **B. Cherry**

Remarks: **The Motion carried.**

**Rutherford County Sheriff's Office**—Request an *arrest waiver* for **Sean K. White**, PSID# **5084-6376**. On April 19, 2011, Mr. White was charged with a *DUI*. The *DUI* was reduced to *Reckless Endangerment*. On November 14, 2011, Mr. White pled guilty to *Reckless Endangerment*. Mr. White has satisfied all fines, probation, and sentencing requirements.

✓**Motion to Approve**/Disapprove by: **B. Waggoner** Second: **B. Cherry**

Remarks: **The Motion carried.**

**Spring Hill Police Department**—Request an *arrest waiver* for **Newton Y. Walker, IV, PSID# 8279-6226**. On September 13, 2018, Mr. Walker was charged with *Public Intoxication* and *Obstructing Justice* in Virginia Beach, Virginia. On December 6, 2018 the *Obstructing Justice* charge was dismissed, and Mr. Walker pled guilty to *Public Intoxication*. Mr. Walker has satisfied all fines, probation, and sentencing requirements.

✓**Motion to Move to January 17, 2020** by: **L. Russell** Second: **M. Dunbar**

Remarks: **The Motion carried.**

## II. **WAIVER OF BASIC TRAINING/WAIVER TO ATTEND ANOTHER ACADEMY-1110-02-.03(3)**

**Smyrna Police Department**—Request a waiver for **Devonte T. Johnson, PSID# 0802-4501** (hired on November 14, 2019) to be able to attend TLETA on January 5, 2020. Mr. Johnson was previously hired by the Metro Nashville Police Department (MNPD). Mr. Johnson attended two days at MNPD's Basic Police Academy and resigned.

✓**Motion to Approve/Disapprove** by: **W. Forrester** Second: **M. Dunbar**

Remarks: **Commissioner Bello abstained from this vote. The Motion carried.**

## III. **WAIVER OF BASIC TRAINING – 1110-02-.03 + 1110-9-.02**

The following requests for Waiver/Substitution of Basic Training have been reviewed and appear to meet POST requirements:

**\*NO WAIVERS FOR DECEMBER 13, 2019\***

## IV. **WAIVER OF IN-SERVICE – RULE 1110-09-.05**

Requests for a waiver have been received for the following officers so that they will remain in compliance with P.O.S.T. guidelines as well as the department. They are not eligible for the 2019 Salary Supplement.

**University of Tennessee-Knoxville**—Request an in-service waiver for **Kaylyn E. May, PSID# 5150-7687**. Ms. May was unable to participate in this agency's firearms in-service. In October 2019, Ms. May did qualify with her weapon at this agency's rifle in-service. However, she was not able to complete eight-hours (8) of Firearm Training.

✓**Motion to Approve/Disapprove** by: **B. Waggoner** Second: **B. Cherry**

Remarks: **The Motion was modified by Commissioner Waggoner to waive Ms. May's 8-hours of deficiency in her 40 in-service. The Motion carried.**

**V. WAIVERS OF SIX (6) MONTH RULE:**

The following departments are requesting a waiver of the six-month rule to keep their officer(s) and the department in compliance.

**Lawrenceburg Police Department**—Request a six-month (6) waiver for **Garrett L. Killen, PSID# 3747-3476**. On January 4, 2019, Mr. Killen was hired by this agency. On March 31, 2019, Mr. Killen injured his right knee while attending TLETA. Mr. Killen underwent two surgeries to repair his knee. On September 10, 2019, Mr. Killen was released for full duty. On July 19, 2019 Mr. Killen received a six-month (6) waiver and this agency is requesting an additional six-month (6) month waiver until Mr. Killen is accepted into TLETA to complete his basic training.

**Remarks: Assistant Director Wrather stated that his issue is now a moot point due to Mr. Killen being enrolled in the TLETA Basic Police Academy to begin on January 5, 2020. No vote is needed.**

**VI. NEW BUSINESS/ITEMS FOR DISCUSSION**

**The 2019 audit/inspection of the Blount County Sheriff's Law Enforcement Training Academy was conducted on October 22, 2019.**

**Findings:**

NONE

**Recommendations:**

NONE

Pursuant to Rule 1110-07-.06 (2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Blount County Sheriff's Law Enforcement Training Academy of the status of its compliance.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **L. Russell**

Remarks: **The Motion carried.**

**The 2019 audit/inspection of the Knox County Sheriff's Office Regional Training Academy was conducted on October 21, 2019.**

**Findings:**

**Mandated Recordkeeping** (Rule 1110-07.04) - The reviewed student files for Knox County Sheriff's Office personnel had no irregularities. A number of reviewed files for outside students did not contain confirmation of the completion of an agency background investigation from the hiring agency. On November 4, 2019, Lt. Chris Bryant informed Assistant Director Wrather that confirmation of satisfactory agency background checks for all students had been received.

**Minimum Curricula Requirements** (Rule 1110-07.01(1)) – The reviewed schedule did not indicate the date and occurrence of tests. The reviewed student tests contained true/false questions. On November 4, 2019, Lt. Chris Bryant informed Assistant Director Wrather that all testing dates were now indicated in the published schedule and that all true/false questions had been replaced.

**Recommendations:**

Pursuant to Rule 1110-07-.06 (2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Knox County Sheriff's Office Regional Training Academy of the status of its compliance.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **L. Russell**

Remarks: **Chair Spangler abstained from this vote. The Motion carried.**

**The 2019 audit/inspection of the Tennessee Law Enforcement Training Academy (TLETA) was conducted on December 4, 2019.**

**Findings:**

NONE

**Recommendations:**

NONE

Pursuant to Rule 1110-07-.06 (2)(c) it is recommended the P.O.S.T. Commission issue a letter advising the Tennessee Law Enforcement Training Academy (TLETA) of the status of its compliance.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **L. Russell**

Remarks: **The Motion carried.**

**Tennessee Law Enforcement Training Academy (TLETA) — approve the 2019 Annual Report for the Tennessee Law Enforcement Training Academy (TLETA).**

✓**Motion to Approve**/Disapprove by: **L. Russell** Second: **B. Wright**

Remarks: **The Motion carried.**

**Tennessee Law Enforcement Training Academy (TLETA)** — approve the 2020 P.O.S.T. class size waiver from 120 to 135.

✓**Motion to Approve**/Disapprove by: **C. Partin** Second: **B. Waggoner**

Remarks: **The Motion carried.**

**Ethridge Police Department**—On March 1, 2019, this agency hired **Theodore G. Loftis, Sr., PSID# 5730-6942**. This agency failed to report his employment with P.O.S.T. until October 14, 2019.

✓**Motion to Approve**/Disapprove by: **C. Partin** Second: **M. Dunbar**

Remarks: **The Motion carried.**

**Memphis Police Department**— On January 19, 2019, this agency hired **Ashley Brooke Hutson, PSID# 6765-2576**. On February 4, 2019, this agency submitted the initial pre-employment packet to P.O.S.T. However, the submission did not meet P.O.S.T. pre-employment requirements and was returned to the agency. On November 21, 2019, Ms. Hutson graduated from the Memphis Police Academy. However, P.O.S.T. had not received a pre-employment package. The agency has since provided P.O.S.T. with all necessary documents to meet the pre-employment requirements.

✓**Motion to Approve**/Disapprove by: **E. Jackson** Second: **L. Russell**

Remarks: **Commissioner Forrester abstained from this vote. The Motion carried.**

**Rocky Top Police Department**— On April 19, 2019, this agency hired **Roy A. Bunch, PSID# 6927-0032**. This agency failed to report his employment to P.O.S.T. until November 25, 2019.

✓**Motion to Approve**/Disapprove by: **B. Waggoner** Second: **L. Russell**

Remarks: **The Motion carried.**

## **VI. APPLICATIONS FOR TRAINING OFFICER – 1110-04-.03**

*POST Investigators have reviewed 5 applications for Training Officer, and they appear to meet criteria for approval.*

The officers listed below *if any* will be informed that they have one year to complete Instructor Development or approved substitute.

✓**Motion to Approve**/Disapprove by: **B. Wright** Second: **L. Russell**

Remarks: **The Motion carried.**

## VII. CURRICULUM AND TESTS –1110-04 & SPECIALIZED TRAINING

### CURRICULUM 1110-04.09

*P.O.S.T. Investigators have reviewed 302 in-service and specialized training classes this month as they appear to be in order and meet or exceed minimum standards set forth by the Peace Officers Standards and Training requirements. They have made note if these training offerings meet the P.O.S.T. requirements for Firearms, EVOC, Mental Illness and CSA.*

✓**Motion to Approve**/Disapprove by: **L. Russell** Second: **B. Waggoner**  
Remarks: **The Motion carried.**

### APPLICATIONS FOR CERTIFIED INSTRUCTOR – 1110-03-.04

*P.O.S.T. Investigators have reviewed 25 applications for Certified Instructor, and they appear to be in order and meet minimum standards, and they have completed the minimum hours in attendance of required courses.*

The instructors listed below *if any* will be informed, they have one year to complete Instructor Development or approved substitute.

Officers listed below *if any* request a waiver of the one-year training officer requirement.

- |   |  |
|---|--|
| ▪ Jarrod A. Campbell, PSID# 5096-2699   | Van Buren County Sheriff's Office      |
| ▪ Thomas J. Tranberg, PSID# 2474-8375   | Clarksville Police Department          |
| ▪ Preston A. Slagle, PSID# 9673         | Unicoi Police Department               |
| ▪ Gregory A. Blair, PSID# 2027-8556     | Metro Nashville Police Department      |
| ▪ James C. Byrd, PSID# 3868-1331        | Dayton Police Department               |
| ▪ Timothy P. Anschuetz, PSID# 0676-1632 | Metro Nashville Police Department      |
| ▪ Jon C. Sullivan, PSID# 0009-1288      | Chattanooga State CC Police Department |

Officers listed below *if any* request a waiver of the five-year training officer requirement. Please see the supporting documents.

✓**Motion to Approve**/Disapprove by: **L. Russell** Second: **B. Wright**  
Remarks: **The Motion carried.**



**VIII. WAIVERS OF EIGHT (8) MONTH RULE:**

The following officer(s) are requesting a waiver of the eight-month rule.

They will receive 2018 Salary Supplement payment if they completed 2019 In-Service requirements.

**\*NO WAIVERS FOR DECEMBER 13, 2019\***

**IX. WAIVER FOR MEDICAL – RULE 1110-09-.05**

The following departments are requesting a waiver for medical reasons for the 2019 calendar, so the departments will also remain in compliance. Officers did not complete in-service training and are not eligible for Salary Supplement:

**University of Tennessee-Knoxville**—Request a waiver for **Lindsey K. Gardner, PSID# 2412-3468**. Sgt. Gardner was on Family Medical Leave (FMLA) from May 27, 2019 until she was released to full duty on August 19, 2019. Due to Sgt. Gardner being on medical leave she was unable to participate in the agency's Active Shooter in-service held in June 2019 and this agency's firearms in-service held in July 2019. Sgt. Gardner did qualify with her weapon in October 2019 at this agency's rifle in-service. However, she was not able to complete eight-hours (8) of Firearm Training.

✓**Motion to Approve**/Disapprove by: **R. Bello** Second: **B. Waggoner**

Remarks: **The Motion carried.**

**Vanderbilt University Police Department**—Request a waiver for **Casey M. Clark, PSID# 9305-4330**. Cpl. Clark was injured in a personal vehicle accident and was placed on Family Medical Leave (FMLA) from August 12, 2019 thru November 12, 2019. Due to Cpl. Clark being on medical leave Cpl. Clark was unable to complete his in-service held in September 2019. On April 23, 2019, Cpl. Clark qualified with his weapon but did not complete the mandatory eight-hours (8) of Firearm. Cpl. Clark will participate in CSA, Mental Illness and EVOC in-service through V-Academy.

✓**Motion to Approve**/Disapprove by: **B. Waggoner** Second: **M. Dunbar**

Remarks: **The Motion carried.**

**X. WAIVERS FOR MILITARY LEAVE – RULE 1110-09-.06(5)**

The following departments are requesting a waiver for military service for the 2019 calendar. Military orders are included along with change of status. These officers will be eligible to receive salary supplement, and the departments will remain in compliance.

**University of Tennessee-Knoxville**—Request a waiver for **William Anthony S. Stamper, PSID# 6008-3968**. Mr. Stamper was on military leave from July 6, 2019 until returning on July 31, 2019. As a result, Mr. Stamper was unable to participate in the July in-service for firearms. Mr. Stamper did qualify only with his duty weapon in October 2019 at this agency's rifle in-service. Mr. Stamper was not able to complete the mandatory eight-hours (8) of Firearm.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **M. Dunbar**

Remarks: **The Motion carried.**

**Vanderbilt University Police Department**—Request a waiver for **Verrick E. Greene, PSID# 5216-0681**. Cpl. Greene was out on continuous military leave from October 25, 2018 until returning on December 1, 2019. Cpl. Green is scheduled to return to full-time duty on December 2, 2019. Cpl. Greene will be assigned CSA, Mental Illness and EVOC through V-Academy. Cpl. Green was not able to complete the mandatory eight-hours (8) of Firearm.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **B. Wright**

Remarks: **The Motion carried.**

**XI. OLD BUSINESS**

**Whitwell Police Department**-Discussion of Audit findings.

✓**Motion to Approve**/Disapprove by: **W. Forrester** Second: **L. Russell**

Remarks: **The parties were notified of this hearing but made no appearance. The Motion carried.**